FEB 0 1 2005

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RCE 1632

PTO/SB/30 (09-04)

Request for

Continued Examination (RCE) Transmittal

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	09/723,713
Filing Date	November 27, 2000
First Named Inventor	Schenk, Dale B.
,	
Art Unit	1632
Examiner Name	Anne Marie Sabrina Wehbe
Attorney Docket Number	15270J-004741US

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

amendm	nents en It does n	closed with the RCE v	ill be entered in t	the order in which	they were fi	ed unless applica	nentered amendments and ant instructs otherwise. If request non-entry of such
а. 🛚		ously submitted. If a findered as a submission			y amendmer	ts filed after the f	inal Office action may be
i. ii.		Consider the argument Other	• •	Brief or Reply Brie	f previously t	iled on <u>Novemb</u>	er 2, 2004
b. 🛛	Enclos	sed					
i.		mendment/Reply		iii	PTO/SB/08	DS (6 pgs); PTO/5 B (6 pgs); copies S patent reference	of cited refs. 407-570,
ii.	□Af	ffidavit(s)/ Declaration(s)	iv.	_ •	•	of Time (PTO/SB/22) (1p)
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a. 🗌	Suspe period	ension of action on the d ofmonths. (Pe	above-identified	application is req	uested under nonths; Fee un	37 CFR 1.103(c der 37 CFR 1.17(i)) for a required)
b. 🔲	Other						,
3. Fees	The F	RCE fee under 37 CFR	1.17(e) is require	ed by 37 CFR 1.1	14 when the	RCE is filed.	
a. 🛚		Director is hereby authorsit Account No. <u>20-14</u>					
i.	⊠ R	CE fee required under	37 CFR 1.17(e)				
ii.	⊠ E>	xtension of time fee (37	CFR 1.136 and 1.1	17) :		MA1 00000004 2	01430 09723713
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Signature		Postma		Telle		ate	February 1, 2005
Name (Print /	Туре)	Rosemarie L. Celli			F	tegistration No.	42,397
			CERTIFICATE	OF MAILING OR	TRANSMIS	SION	
Express Mail L	abel: EV	530 892 013 US			· · · · · · · · · · · · · · · · · · ·		
I hereby certify CFR 1.10 on th	that this dis date F	correspondence is being February 1, 2005 and is a	deposited with the l	United States Postal top RCE, Commissi	Service with " oner for Patent	Exprèss Mail Post C s, P.O. Box 1450, A	Office to Address" service under 37 Alexandria, VA 22313-1450
Signature		Money	1):/-				
Name (Print /T	ype)	MAGREI	MUSAN		Date	February 1,	2005

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Date of Deposit 4/05

Attorney Docket No.: 15270J-004741US Client Reference No.: 209-US-CIP5C1

A hereby certify that this is being deposited with the United States Postal Service "Express Mail Post Office to Address" service under 37 CFR 1.10 on the date indicated above and is addressed to:

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

By: Mal Will

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Dale B. Schenk

Application No.: 09/723,713

Filed: November 27, 2000

For: PREVENTION AND TREATMENT

OF AMYLOIDOGENIC DISEASE

Examiner: Anne Marie Sabrina Wehbe

Art Unit: 1632

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER 37

CFR §1.97 and §1.98

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

The references cited on the attached PTO/SB/08A and PTO/SB/08B forms are being called to the attention of the Examiner. Copies of the non US patent references are enclosed. It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

Applicant also cites commonly owned copending applications directed to related subject matter:

Application No.: 09/723,713

Page 2

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09/201,430 filed 11/30/98 issued as U.S. 6,787,523 on 09/07/04;
09/497,553 filed 02/03/00;
09/724,477 filed 11/28/00 issued as U.S. 6,787,143 on 09/07/04;
09/723,927 filed 11/28/00 issued as U.S. 6,787,138 on 09/07/04;
09/723,762 filed 11/28/00 issued as U.S. 6,787,144 on 09/07/04;
09/724,102 filed 11/28/00 issued as U.S. 6,787,139 on 09/07/04;
09/724,489 filed 11/28/00 issued as U.S. 6,787,140 on 09/07/04;
10/816,022 filed 03/31/04 issue fee paid 07/28/04;
10/816,529 filed 03/31/04 issue fee paid 07/28/04;
10/815,391 filed 03/31/04 issue fee paid 07/28/04;
10/934,818 filed 09/02/04;
10/934,609 filed 09/02/04;
10/933,559 filed 09/02/04;
10/934,819 filed 09/02/04;
10/815,353 filed 03/31/04 issued as U.S. 6,808,712 on 10/26/04;
10/816,380 filed 03/31/04;
10/815,404 filed 03/31/04;
09/322,289 filed 05/28/99;
09/723,713 filed 11/27/00;
09/723,760 filed 11/27/00;
09/724,319 filed 11/27/00;
09/723,384 filed 11/27/00 issued as U.S. 6,710,226 on 03/23/04;
09/724,495 filed 11/27/00;
10/788,666 filed 02/27/04;
10/429,216 filed 05/30/03;
10/828,548 filed 04/19/04;
10/923,471 filed 08/20/04;
10/923,474 filed 08/20/04;
10/928,926 filed 08/27/04;
10/923,605 filed 08/20/04;
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Application No.: 09/723,713

Page 2

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09/724,102 filed 11/28/00 issued as U.S. 6,787,139 on 09/07/04;
09/724,489 filed 11/28/00 issued as U.S. 6,787,140 on 09/07/04;
10/816,022 filed 03/31/04 issue fee paid 07/28/04;
10/816,529 filed 03/31/04 issue fee paid 07/28/04;
10/815,391 filed 03/31/04 issue fee paid 07/28/04;
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10/934,609 filed 09/02/04;
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10/923,471 filed 08/20/04;
10/923,474 filed 08/20/04;
10/928,926 filed 08/27/04;
10/923,605 filed 08/20/04;
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Dale B. Schenk
Application No.: 09/723,713
Page 4
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09/579,690 filed 05/26/00;
09/979,701 filed 03/13/01 (U.S. Nat'l Stage of PCT/US00/14810 filed 05/26/00);
09/979,952 filed 04/04/02 (U.S. Nat'l Stage of PCT/US00/15239 filed 06/01/00);
and,
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09/980,568 filed 03/12/02 (U.S. Nat'l Stage of PCT/US00/15302 filed 06/01/00).

Applicant also cites the following copending applications directed to related subject matter but subject to different assignment:

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10/010,942 filed 12/06/01;

10/789,273 filed 2/27/04;

10/232,030 filed 08/30/02;

10/010,942 filed 12/6/01;

10/388,389 filed 03/12/03;

10/703,713 filed November 7, 2003;

10/704,070 filed November 7, 2003;

10/388,214 filed 03/12/03;

10/858,855 filed 06/01/04;

10/771,174 filed 02/04/04.
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Applicant further cites the following commonly owned abandoned applications directed to related subject matter:

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60/067,740 filed 12/02/97;
60/080,970 filed 04/07/98;
60/067,219 filed 12/03/97;
60/079,697 filed 03/27/98;
09/204,838 filed 12/03/98;
09/724,921 filed 11/28/00;
60/137,010 filed 06/01/99;
60/251,892 filed 12/6/00;
60/137,047 filed 06/01/99;
60/136,655 filed 05/28/99; and
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Dale B. Schenk

Application No.: 09/723,713

Page 5

09/723,544 filed 11/28/00.

Applicant also cites the following abandoned applications directed to related subject matter but subject to different assignment:

60/251,892 filed 12/06/00; 60/474,654 filed 05/30/03; 60/530,481 filed 12/17/03; 60/444,150 filed 02/01/03; and, 60/363,751 filed 03/12/02.

Applicant points out that the following applications are now commonly assigned but were previously subject to different assignment than the present application:

60/067,219 filed 12/03/97; 60/079,697 filed 03/27/98; 09/204,838 filed 12/03/98; 09/724,921 filed 11/28/00; and,

09/724,929 filed 11/28/00.

As provided for by 37 CFR 1.97(g) and (h), no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information, and no inference should be made that the information and references cited are, or are considered to be material to patentability because they are in this statement. No inference should be made that the information and references cited are prior art merely because they are in this statement.

Dale B. Schenk

Application No.: 09/723,713

Page 6

Applicant believes that <u>no fee is required</u> for submission of this statement.

However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 20-1430. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,

Rosemarie L. Celli Reg. No. 42,397

TOWNSEND and TOWNSEND and CREW LLP

Two Embarcadero Center, Eighth Floor San Francisco, California 94111-3834

Tel: 650-326-2400 Fax: 650-326-2422

RLC:crf 60405615 v1 O I P & 50 1 2005 5

Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet 1 of 8

	Complete if Known
Application Number	09/723,713
Filing Date	November 27, 2000
First Named Inventor	Schenk, Dale B.
Art Unit	1632
Examiner Name	Anne Marie Sabrina Wehbe
Attorney Docket Number	15270J-004741US

			U.S. PATENT DO	CUMENTS+	
		Document Number			
Examiner Initials*	Cite No. ¹	Number Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	563	6,787,637	09-07-2004	Schenk et al.	
	562	6,750,324	06-15-2004	Schenk et al.	
	444	2004/0043418 A1	03-04-2004	Holtzman et al.	
	544	2003/0147882 A1	08-07-2003	Solomon et al.	
	453	2002/0058267 A1	05-16-2002	Ozenberger et al.	
	511	6,331,440	12-18-2001	Nordstedt, et al.	
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	445	5,854,215	12-29-1998	Findeis et al.	
	446	5,817,626	10-06-1998	Findeis et al.	
	451	5,766,846	06-16-1998	Schlossmacher et al.	
	515	5,652,334	07-29-1997	Roberts	<u> </u>
	513	5,514,548	05-07-1996	Krebber et al.	
	514	5,470,951	11-28-1995	Roberts	
	543	5,278,049	01-11-1994	Baker et al.	
	548	5,096,706	03-17-1992	Flint	
	570	4,912,206	03-27-1990	Goldgaber et al.	

Examiner Signature	Date Considered		

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Applicant's unique citation designation number (optional).

Kind Codes of U.S. Patent Documents at www.uspto.gov or MPEP 901.04.

Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3).

For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible.

Applicant is to place a check mark here if English language Translation is attached.

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Substitut	te for form 1449A/P1	ro			Complete if Known
			•	Application Number	09/723,713
INFO	DRMATION	I DIS	SCLOSURE	Filing Date	November 27, 2000
STA	TEMENT E	3Y A	PPLICANT	First Named Inventor	Schenk, Dale B.
	•			Art Unit	1632
	(use as many sh	eets as	necessary)	Examiner Name	Anne Marie Sabrina Wehbe
Sheet	2	of	8	Attorney Docket Number	15270J-004741US

			FO	REIGN PA	TENT DOCUME	NTS		
Examiner Initials*	Cite No.1	For Country Code ³	eign Patent Documer Number ⁴ Kind	Code ⁵ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
	533	AU	199870091	Code (ir kriown)	07-01-1999		riguido / opodi	
	523	EP	752 886	B1	01-28-1998	,		
	443	wo	03/74081	A1	09-12-2003			
	447 458	WO WO	03/51374 02/60481	A2 A1	06-26-2003 08-08-2002			╁╁┤
	456	WO	02/46237	A1	06-13-2002			
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	557	wo	02/88307	A2	11-07-2002			
	556	wo	02/88306	A2	11-07-2002			ᆜ
	456	wo	02/21141	A2	03-14-2002			누무니
	450	wo	01/18169	A3	03-15-2001			
	455	WO	01/10900	A2	02-15-2001			\Box
	529	wo	00/68263	A2	11-16-2000			
	519	wo	00/26238	A2	05-11-2000			
	555	wo	00/23082	A1	04-27-2000			
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	521	wo	98/05350	A1	02-12-1998			
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Examiner Signature		Date Considered		

Substitute	for form 1449B/PT	0			Complete if Known
INITO		DIO		Application Number	09/723,713
			CLOSURE	Filing Date	November 27, 2000
STAT	EMENT B	SY AF	PPLICANT	First Named Inventor	Schenk, Dale B.
		•		Art Unit	1632
(L	ise as many sh	eets as	necessary)	Examiner Name	Anne Marie Sabrina Wehbe
Sheet	3	of	8	Attorney Docket Number	15270J-004741US

		NON PATENT LITERATURE DOCUMENTS	
Examiner Initials *	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T²
	448	ANDREW et al., Current Protocols in Immunology, 2.7.1-2.9.8, John Wiley & Sons, Inc. (1997).	
	484	ARENDIASH et al., "Behavioral assessment of Alzheimer's transgenic mice following long-term Aβ vaccination: Task specificity and correlations between Aβ deposition and spatial memory," <u>DNA and Cell Biology</u> , 20(11):737-744 (2001).	
	485	BACSKAl et al., "Imaging of amyloid-β deposits in brains of living mice permits direct observation of clearance of plaques with immunotherapy," Nature Medicine. 7(3):369-372 (2001).	
	504	BALBACH et al., "Amyloid fibril formation by Aβ ₁₈₋₂₂ , a seven-residue fragment of the Alzheimer's β-amyloid peptide, and structural characterization by solid state NMR," <u>Biochemistry</u> , 39:13748-13759 (2000).	
	550	BARD et al., "Epitope and isotype specificities of antibodies to β-amyloid peptide for protection against Alzheimer's disease-like neuropathology," <u>PNAS</u> , 100(4):2023-2028 (2003).	
	561	BELLOTTI et al., "Application of Monoclonal Anti-idiotypes in the Study of AL Amyloidosi: Therapeutic Implications," Renal Failure, 15(3):365-371 (1993).	_
	558	BENJAMINI et al., from <i>IMMUNOLOGY A Short Course</i> , Second Edition, pages 136-138, 143, 73-74, 372-373, and 400-401, 1991, published by Wiley-Liss, Inc., New York, New York.	
	540	BENKIRANE, et al, "Antigenicity and Immunogenicity of Modified Synthetic Peptides Containing D-Amino Acid Residues," J. Biol. Chem., 268(23):26279-26285 (1993).	
	461	BURDICK et al., "Assembly and aggregation properties of synthetic Alzheimer's A4/β amyloid peptide antigens," <u>J. Biol. Chem.</u> , 267:546-555 (1992).	_
	542	CHISHTI et al., "Early-onset Amyloid Deposition and Cognitive Deficits in Transgenic Mice Expressing a Double Mutant Form of Amyloid Precursor Protein 695," <u>J. Biol.Chem.</u> , 276(24):21562-70 (2001).	
	566	CHOTHIA et al., "Domain Association in Immunoglobulin Molecules," <u>J. Mol. Biol.</u> , 186:651-663 (1985).	
	509	CIRRITO et al., "Amyloid β and Alzheimer disease therapeutics: the devil may be in the details," <u>J. Clin. Invest.</u> ,112:321-323 (2000).	
	462	CO et al., "Chimeric and humanized antibodies with specificity for the CD33 antigen," <u>J. Immunol</u> , 148:1149-1154 (1992).	
	541	CRIBBS et al, "All-D-Erantiomers of Beta-Amyloid Exhibit Similar Biological Properties to All-L-Beta-Amyloids," <u>J. Biol. Chem.</u> , 272:7431-7436 (1997).	
-	469	DEMATTOS et al., "Peripheral anti-Aß antibody alters CNS and plasma clearance and decreases Aß burden in a mouse model of Alzheimer's disease," PNAS, 98(15):8850-8855 (2001).	

Examiner	Date	
Signature	Considered	
Signature	Considered	·

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Applicant's unique citation designation number (optional). Applicant is to place a check mark here if English language Translation is attached.

Substitute for form 1449B/PTO Complete if Known 09/723,713 Application Number INFORMATION DISCLOSURE Filing Date November 27, 2000 STATEMENT BY APPLICANT First Named Inventor Schenk, Dale B. Art Unit 1632 (use as many sheets as necessary) Anne Marie Şabrina Wehbe Examiner Name 15270J-004741US Sheet Attorney Docket Number

		NON PATENT LITERATURE DOCUMENTS	
Examiner Initials *	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T 2
	493	DEMATTOS et al., "Plaque-associated disruption of CSF and plasma amyloid-β (Aβ) equilibrium in a mouse model of Alzheimer's disease," <u>J. Neurochem.</u> , 81:229-236 (2002).	
	486	DICKEY et al., "Duration and specificity of humoral immune responses in mice vaccinated with the Alzheimer's disease-associated β-amyloid 1-42 peptide," <u>DNA and Cell Biology</u> , 20(11):723-729 (2001).	
	475	EL-AGNAF et al., "The influence of the central region containing residues 19-25 on the aggregation properties and secondary structure of Alzheimer's beta-amyloid peptide," <u>Eur. J. Biochem.</u> , 256(3):560-569 (1998).	
-	501	ESLER et al., "Point substitution in the central hydrophobic cluster of a human β-amyloid congener disrupts peptide folding and abolishes plaque competence," <u>Biochemistry</u> , 35:13914-13921 (1996).	
	539	FINDEIS et al, "Modified peptide inhibitors of amyloid B-peptide polymerization," <u>Biochemistry</u> , 38:6791-6800 (1999).	
	464	FLOOD et al., "An amyloid β-Protein fragment, A β [12-28J, equipotently impairs post-training memory processing when injected into different limbic system structures," <u>Brain Res.</u> 663(2):271-276 (1994).	
•	538	FLOOD, et al, "Topography of a binding site for small amnestic peptides deduced from structure-activity studies: Relation to amnestic effect of amyloid B protein," PNAS, 91:380-384 (1994).	
	565	FRAZER et al., "Immunoglobulins: Structure and Function," chapter 3, pages 37-74 from Fundamental Immunology, fourth edition, W.E. Paul, eds., Lippincott-Raven publishers, Philadelphia (1999).	
	463	GHISO et al., "Epitope map of two polyclonal antibodies that recognize amyloid lesions in patients with Alzheimer's disease," Biochem. J., 282 (Pt 2):517-522 (1992).	
	470	GIULIAN et al., "Specific domains of β-amyloid from Alzheimer plaque elicit neuron killing in human microglia," <u>J Neurosci.</u> , 16 (19):6021-6037 (1996).	
	503	GOREVIC et al., "Ten to fourteen residue peptides of Alzheimer's disease protein are sufficient for amyloid fibril formation and its characteristic X ray diffraction pattern" <u>Biochem. and Biophy. Res. Commun.</u> , 147(2):854-862 (1987).	
	487	HAASS et al., "Protofibrils, the unifying toxic molecule of neurodegenerative disorders?," Nature Neuroscience, 4(9):859-860 (2001).	
	476	HE et al., "Humanization and pharmacokinetics of a monoclonal antibody with specificity for both E-and P- selectin," J. Immunol. 160:1029-1035 (1998).	
	559	HERLYN et al., "Monoclonal antibodies in cell-mediated cytotoxicity against human melanoma and colorectal carcinoma*," <u>Eur. J. Immunol.</u> , 9:657-659 (1979).	
	473	HILBICH et al., "Aggregation and secondary structure of synthetic amylold βA4 peptides of Alzheimer's disease," J. Mol. Biol., 218:149-163 (1991).	
· · · · · · · · · · · · · · · · · · ·	471	HILBICH et al., "Substitutions of hydrophobic amino acid reduce the amyloidogenicity of Alzheimer's disease βA4 peptides" J. Mol. Biol., 228:460-473 (1992).	

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Examiner	Date	
Signature	Considered	

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Substitute for	form 1449B/P	то			Complete if Known
INFORMATION DISCLOSURE				Application Number	09/723,713
INFORMATION DISCLOSURE				Filing Date	November 27, 2000
STATEMENT BY APPLICANT		First Named Inventor	Schenk, Dale B.		
				Art Unit	1632
(use	(use as many sheets as necessary)		Examiner Name	Anne Marie Sabrina Wehbe	
Sheet	5	of	8	Attorney Docket Number	15270J-004741US

	NON PATENT LITERATURE DOCUMENTS						
Examiner Initials *	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T²				
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Substitute for form 1449B/PTO Complete if Known Application Number 09/723,713 INFORMATION DISCLOSURE Filing Date November 27, 2000 STATEMENT BY APPLICANT First Named Inventor Schenk, Dale B. Art Unit 1632 (use as many sheets as necessary) Anne Marie Sabrina Wehbe Examiner Name 15270J-004741US Sheet Attorney Docket Number

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STATEMENT BY APPLICANT		First Named Inventor	Schenk, Dale B.		
				Art Unit	1632
(u	se as many sh	eets as	necessary)	Examiner Name	Anne Marie Sabrina Wehbe
Sheet	7	of	8	Attorney Docket Number	15270J-004741US

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(us	(use as many sheets as necessary)		Examiner Name	Anne Marie Sabrina Wehbe	
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